

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES – Commercial Taxes Department – Allegations of issue of VAT Registration, CST Certificate and 22 waybills in favour of M/s Vijayalakshmi Rice Mill without proper inquiry and credentials causing loss of Revenue to Government - Disciplinary action under Rule 20 of APCS (CC&A) Rules, 1991 against Sri S. Ramulu, formerly Commercial Tax Officer, Vinukonda (now Retd.) – Article of Charges – Issued – Explanation submitted – Enquiry Officer Appointed – Enquiry Report Submitted – Show Cause Notice Issued – Explanation submitted – Concurrence of Andhra Pradesh Public Service Commission obtained – Final Orders – Issued.

REVENUE (VIG.I) DEPARTMENT

G.O. (Rt.) No. 1020 .

Dt.26.07.2010.

Read the following:-

- 1) CCT's Ref. No.V1/832/2007, dt.26.10.2007.
- 2) Explanation of Sri S. Ramulu, CTO, dt.10.12.2007.
- 3) CCT's Ref. No.V1/832/2007, dt.24.01.2008.
- 4) CCT's Ref.No.JC Audit-I/Peshi/1/2008, dt.18.06.2008.
- 5) CCT's Ref. No.V1/832/2007, dt.10.07.2008.
- 6) Sri S. Ramulu, CTO (Retd.), explanation, dt.04.08.2008.
- 7) Memo No.15097/Vig.I(1)/2007-3, dt.02.11.2009.
- 8) Sri S. Ramulu, CTO (Retd.), explanation, dt.27.12.2009.
- 9) Letter No.15097/Vig.I(1)/2007-5, dt.31.05.2010.
- 10) Secretary, APPSC Letter No.775/RT-I/2/2010, dt.23.06.2010.

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ORDER:

In the reference first read above, Charges were framed and issued against Sri S. Ramulu, formerly Commercial Tax Officer, Vinukonda (now Retd.), alleging that he has issued VAT Registration Certificate, CST Registration Certificate and 22 waybills in favour of M/s Vijayalakshmi Rice Mill without enquiry and thereby caused loss of revenue of at least Rs.49,556/- to the Government exchequer.

2) In the reference 2nd read above cited Sri S. Ramulu, Commercial Tax Officer (Retd.) has submitted his Written Statement of Defence.

3) And whereas in the reference third read above, Enquiry Officer was appointed to conduct detailed enquiry and to submit his report. Accordingly, in the reference fourth read above, the Enquiry Officer has submitted Inquiry Report and found that Sri S. Ramulu, Commercial Tax Officer, while functioning as Commercial Tax Officer, Vinukonda issued VAT Registration, CST Certificate and 19 waybills in favour of M/s. Vijayalakshmi Rice Mill without proper inquiry and credentials of the dealer and due to his negligence facilitated the dealer to pay a tax of Rs.26,444/- under APVAT Act 2005 as against the payable, amount of Rs.76,000/- and it is held that the charges levelled against the charged officer are held proved in the inquiry.

4) And whereas in the reference 5th read above, while communicating the Enquiry Report, Sri S. Ramulu, Commercial Tax Officer was directed to submit his representation on the Enquiry Officer's Report within 15 days. Accordingly, the Charged Officer has submitted his representation in the reference 6th read above.

5) After careful examination of the matter, it has been provisionally decided to impose a punishment of 2% cut in pension for a period of one year besides recovery of loss of Rs.49,556/- against Sri S. Ramulu, Commercial Tax Officer (Retd.).

6) Accordingly, a Show Cause Notice has been issued to Sri S. Ramulu, Commercial Tax Officer (Retd.) duly indicting the proposed punishment with a direction to submit his explanation within 15 days.

P.T.O.

7) In the reference eighth read above, Sri S. Ramulu, Commercial Tax Officer (Retd.) has submitted his explanation and requested the Government to drop further action.

8) Government after careful examination of the explanation of Sri S. Ramulu, Commercial Tax Officer (Retd.) and after obtaining the concurrence of the Andhra Pradesh Public Service Commission, hereby decide to impose the punishment of 2% cut in pension for a period of one year besides recovery of loss of Rs.49,556/- from the gratuity of the individual.

9) The Commissioner of Commercial Taxes shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri S. Ramulu, Commercial Tax Officer (Retd.)
through the Commissioner of Commercial Taxes,
A.P., Hyderabad.

The Commissioner of Commercial Taxes, A.P., Hyderabad.

Copy to:-

The Director General, G.A. (Vigilance & Enforcement) Department,
9th Floor, B.R.K.R. Building, Saifabad, Hyderabad.

The Secretary, A.P. Vigilance Commission, Secretariat, Hyderabad.

The District Treasury Officer, Guntur.

The Director of Treasuries & Accounts, A.P., Hyderabad.

The Accountant General, A.P., Hyderabad.

The Revenue (CT.I) Department.

File/SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER